

REMARKS

In the outstanding Office Action dated April 20, 2005, claims 1 -6 were presented for examination. No rejections were advanced under 35 USC 102. However, the claims have been rejected under 35 USC 103.

In this amendment, Claims 7-11 have been added. In addition, the claims have been amended in order to most clearly define the invention.

Into the prior art, the inventive glove has substantial advantages. Compared to the prior art, weights are held in a secure fashion in all respects. In addition, the arrangement of weights is such that adverse impacts are greatly reduced. Various claims recite different aspects of the invention which contribute the advantageous functioning of the inventive weighted glove, as will be discussed in detail below.

The weight is supported by lower forearm section in the present invention as recited in Claim 1. By targeting the weights in one section, the wrist area, the present invention prevents carpal tunnel syndrome, which would ensue following repeated towel for example, back-and-forth motion of the arms with Netti. In this patent, week 22, because of its momentum hearing forward movement, would cause it to poll on the hand and wrist when motion of the forearm is stopped, thus causing substantial injury over time. In Netti's invention, the weights are distributed in three sections, the wrist area experiences tension from balancing the weights on hand and forearm. This argument applies only to Claim 1, and claims dependent on Claim 1.

The glove in the present invention as claimed in claim 7 covers the entire hand including finger tips. Therefore, the inventive device provides protection for the wearer's hand. This has patent of the inventive glove is recited in claim 7 and this argument relates to that claim and that language, only. In Netti's device in, the glove contains truncated open finger holes and a truncated Alden thumb hole. The fingers are exposed, hence, are vulnerable during certain exercises to being impacted, injured,

and so forth. These arguments only apply to claim 7.

As is apparent from Figure 1, the glove in present invention does not extend from the wrist beyond the middle of the forearm, as claimed in claim 11; hence, it provides more comfort and prevents sweating. In Netti's invention, the glove covers most of the forearm. The wearer may experience sweating which leads to discomfort during exercise.

The present invention uses an adjustable strap fastening system to secure the glove on wearer's arm. The adjustable strap specified in the specification provides more comfort to the wearer. In Netti's invention, the glove is secured by a zipper system. The zipper may cause skin irritation. The adjustable strap is claimed in claim 5. Accordingly, it is believed that claim 5 is drawn to patentable subject matter. This argument relates only to claim 5.


Moreover, in combination with the particulate weight recited in claim 3, the adjustable strap is particularly comfortable, and this combination is recited in new claim 12. Hence it is believed most clear that claim 12 is in condition for allowance. This argument relates only to claim 12.

Thus there is no teaching to combine the cited references. Moreover there is no motivation to make the cited combination. If the combination was made it would not be adaptable to diverse manufacturing operations.

The claims are properly allowed.


Applicant hereby petitions under 37 CFR 1.136 or other applicable rule to have the response period extended the number of months necessary and/or Commissioner's action necessary to render the attached communication timely if a petition is required.

Respectfully submitted,

By: 
Anthony H. Handal
Reg. No. 26,275 Phone: (212) 536-4870

Kirkpatrick & Lockhart Nicholson Graham LLP
599 Lexington Avenue
New York, NY 10022
(212) 536-3900

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trade marks, Washington, D.C. 20231, on July 8, 2005.


Anthony H. Handal Reg. No. 26,275
Kelly Talcott. No. 39,892